

## Session 123 - (2019-2020)

**H 4262 General Bill, By Simrill, Rutherford, Sandifer, Forrester, West, Jefferson, R. Williams, Anderson, Weeks, G.R. Smith, S. Williams and Gilliard**

**Similar (S 0638)**

**Summary:** Small Wireless Facilities Deployment Act

A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING ARTICLE 5 TO CHAPTER 11, TITLE 58 SO AS TO ENACT THE "SOUTH CAROLINA SMALL WIRELESS FACILITIES DEPLOYMENT ACT"; TO MAKE LEGISLATIVE FINDINGS; TO DEFINE RELEVANT TERMS; TO PROVIDE, AMONG OTHER THINGS, THAT CERTAIN AGREEMENTS OR ENACTMENTS PERTAINING TO THE DEPLOYMENT OF SMALL WIRELESS FACILITIES THAT DO NOT COMPLY WITH CERTAIN PROVISIONS OF THIS ACT MUST BE DEEMED INVALID AND UNENFORCEABLE BEGINNING OCTOBER 1, 2019; TO PROVIDE THAT CERTAIN UNITS OF LOCAL GOVERNMENT "AUTHORITIES" WITH CONTROL OVER RIGHTS OF WAY MAY NOT PROHIBIT, REGULATE, OR CHARGE FOR THE COLLOCATION OF CERTAIN SMALL WIRELESS FACILITIES; TO PROVIDE THAT SMALL WIRELESS FACILITIES MUST BE CLASSIFIED AS PERMITTED USES AND NOT SUBJECT TO ZONING REVIEW AND APPROVAL UNDER SPECIFIED CIRCUMSTANCES; TO PROVIDE REQUIREMENTS FOR APPLICATIONS, FEES, APPLICATION REVIEW, AND ISSUANCE OF PERMITS FOR COLLOCATION OF SMALL WIRELESS FACILITIES; TO REQUIRE AUTHORITIES TO ALLOW THE COLLOCATION OF SMALL WIRELESS FACILITIES ON AUTHORITY UTILITY POLES UNDER SPECIFIED CIRCUMSTANCES; TO PROHIBIT AUTHORITIES FROM REGULATING THE DESIGN, ENGINEERING, CONSTRUCTION, INSTALLATION, OR OPERATION OF ANY SMALL WIRELESS FACILITY IN SPECIFIED CIRCUMSTANCES; TO PROVIDE THAT THE ADMINISTRATIVE LAW COURT HAS JURISDICTION TO RESOLVE ALL DISPUTES ARISING UNDER THE ACT; AND TO PROHIBIT AN AUTHORITY FROM REQUIRING A WIRELESS PROVIDER TO INDEMNIFY THE AUTHORITY OR ITS OFFICERS OR EMPLOYEES AND FROM NAMING THE AUTHORITY AS AN ADDITIONAL INSURED ON A WIRELESS PROVIDER'S INSURANCE POLICY.

<b>03/19/19</b>	<b>House</b>	<b>Introduced and read first time (House Journal-page 39)</b>
<b>03/19/19</b>	<b>House</b>	<b>Referred to Committee on Labor, Commerce and Industry (House Journal-page 39)</b>
<b>03/20/19</b>	<b>House</b>	<b>Member(s) request name added as sponsor: West</b>
<b>03/21/19</b>	<b>House</b>	<b>Member(s) request name added as sponsor: Jefferson, R.Williams</b>
<b>03/26/19</b>	<b>House</b>	<b>Member(s) request name added as sponsor: Anderson</b>
<b>03/26/19</b>	<b>House</b>	<b>Committee report: Favorable with amendment Labor, Commerce and Industry (House Journal-page 40)</b>
<b>03/27/19</b>	<b>House</b>	<b>Member(s) request name added as sponsor: Weeks</b>
<b>03/27/19</b>	<b>House</b>	<b>Requests for debate-Rep(s). Sandifer, G.M. Smith, Hiott, Clary, Felder, Stavrinakis, Fry, Crawford, Anderson, Simrill, Rose, Thayer, West, Alexander (House Journal-page 60)</b>
<b>03/27/19</b>		<b>Scrivener's error corrected</b>
<b>03/28/19</b>	<b>House</b>	<b>Member(s) request name added as sponsor: G.R.Smith, S.Williams</b>
<b>04/03/19</b>	<b>House</b>	<b>Member(s) request name added as sponsor: Gilliard</b>
<b>04/03/19</b>	<b>House</b>	<b>Amended (House Journal-page 70)</b>
<b>04/03/19</b>	<b>House</b>	<b>Read second time (House Journal-page 70)</b>
<b>04/03/19</b>	<b>House</b>	<b>Roll call Yeas-108 Nays-2 (House Journal-page 131)</b>
<b>04/04/19</b>	<b>House</b>	<b>Read third time and sent to Senate (House Journal-page 40)</b>
<b>04/04/19</b>	<b>Senate</b>	<b>Introduced and read first time (Senate Journal-page 4)</b>
<b>04/04/19</b>	<b>Senate</b>	<b>Referred to Committee on Judiciary (Senate Journal-page 4)</b>
<b>04/04/19</b>		<b>Scrivener's error corrected</b>
<b>04/10/19</b>	<b>Senate</b>	<b>Referred to Subcommittee: Gambrell (ch), Hutto, Massey, Sabb, Climer</b>